

RESOLUTION BY

BY CITY UTILITIES COMMITTEE

02-R-0334

**AUTHORIZING THE PURCHASE OF PROPERTY,
LOCATED AT 750 SELIG DRIVE, FROM M. D. HODGES
ENTERPRISES, INC. FOR THE UTOY CREEK WATER
RECLAMATION CENTER IMPROVEMENTS PROJECT
LOCATED IN LAND LOT 82 OF THE 14FF DISTRICT,
FULTON COUNTY, GEORGIA.**

WHEREAS, the City of Atlanta has identified the need for property located at 750 Selig Drive to be used in connection with the Utoy Creek Water Reclamation Center Improvements Project; and

WHEREAS, an ordinance adopted by the City Council on June 4, 2001 and approved by the Mayor on June 8, 2001 authorized the Director of the Bureau of purchasing and Real Estate to negotiate the purchase of said property identified as parcel 38 in attached Exhibits "A" and "B"; and

WHEREAS, said property has been appraised and fair market value established at One Hundred Eighty Three Thousand (\$183,000.00) Dollars; and

WHEREAS, M. D. Hodges Enterprises, Inc., owner of the property, has made a counter offer to the City in the amount of Two Hundred Thousand (\$200,000.00) Dollars; and

WHEREAS, the Director of the Bureau of Purchasing and Real Estate has negotiated an agreement with M. D. Hodges Enterprises, Inc. whereby it will sell said property for the Utoy Creek Water Reclamation Center Improvements Project to the City of Atlanta for and in consideration of the sum of Two Hundred Thousand (\$200,000.00) Dollars which is less than 10% of the appraised fair market value and it is deemed to be in the best interest of the City of Atlanta to purchase said property.

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA that the purchase of property located in Land Lot 84 of the 14FF District, Fulton County, Georgia and more particularly described in Exhibits "A" and "B" attached hereto, be purchased from M. D. Hodges Enterprises, Inc. for and in consideration of the sum of Two Hundred Thousand (\$200,000.00) Dollars to be used in connection with the Utoy Creek Water Reclamation Center Improvements Project in Fulton County, Georgia and the City Attorney be and is hereby authorized and directed to take the necessary action to close said transaction; all costs in connection therewith are to be charged to and paid from account number 2J21 571001 M53I1903LAQ0, Department of Public Works.

EXHIBIT "A"

**PROPERTY OF M. D. HODGES ENTERPRISES, INC.
LOCATED IN LAND LOT 82 OF 14TH DISTRICT FF
FULTON COUNTY, GEORGIA
PARCEL 38
750 SELIG DRIVE**

LEGAL DESCRIPTION

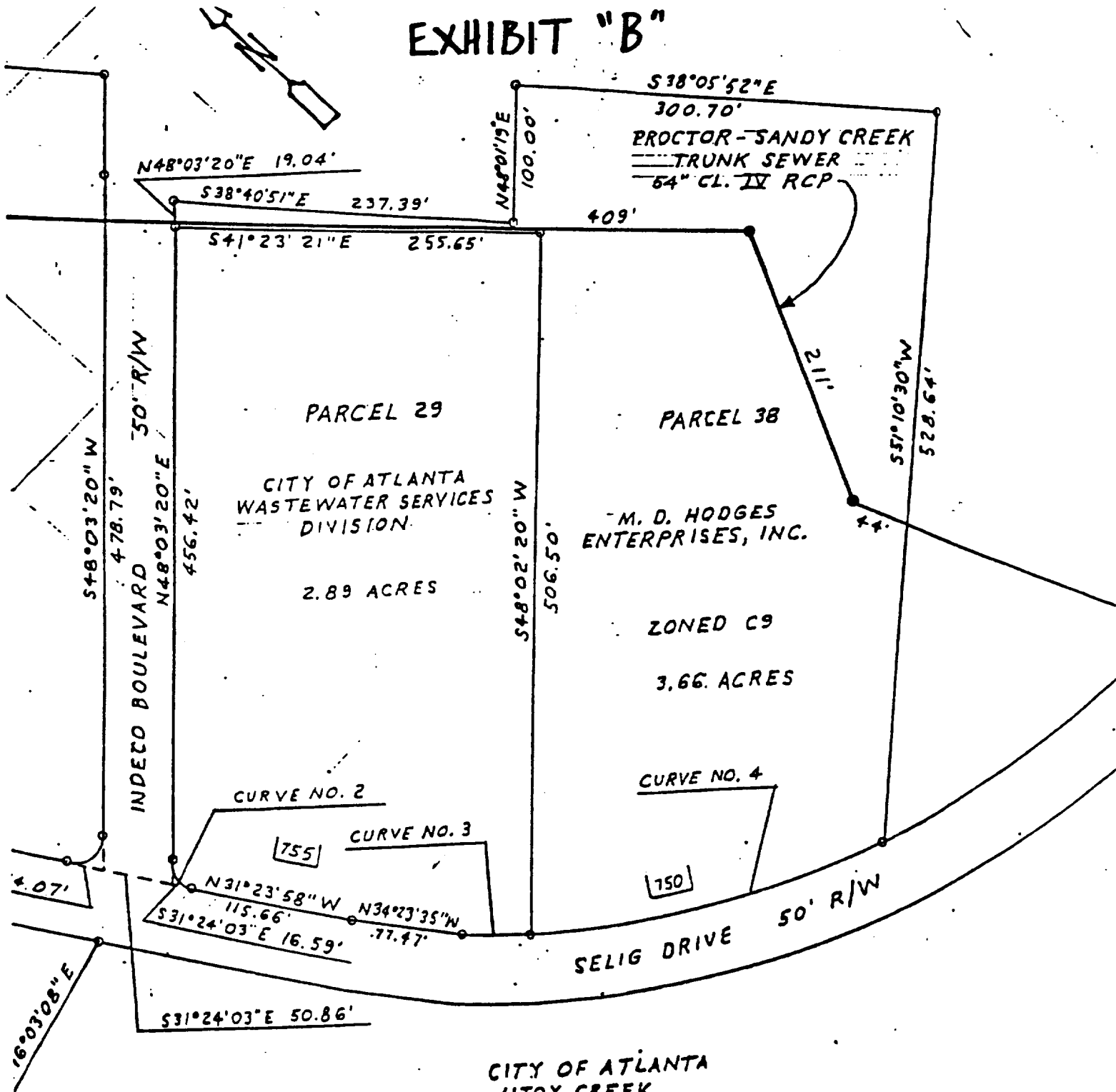
All that tract and parcel of land lying and being in Land Lot 82 of 14th District FF, Fulton County, Georgia, shown on the attached plat dated March 20, 2001 and being more particularly described as follows:

Commence at the intersection point of the northeastern right-of-way of Selig Drive (50 foot right-of-way) and the southeastern right-of-way of Indeco Boulevard (50 foot right-of-way) if extended to form an angle instead of a curve; thence S31°24'03"E, 16.59 feet along the northeastern right-of-way of Selig Drive to a point; thence S31°23'58"E, 115.66 feet along the northeastern right-of-way of Selig Drive to a point; thence S34°23'35"E, 77.47 feet along the northeastern right-of-way of Selig Drive to a point; thence along a curve to the left, along the northeastern right-of-way of Selig Drive, having a radius of 700.35 feet and an arc length of 49.01 feet, said arc being subtended by a chord bearing of S40°05'00"E for a distance of 49.00 feet to a point, said point being the POINT OF BEGINNING; thence N48°02'20"E, 506.50 feet to a point; thence N41°23'21"W, 255.65 feet to a point; thence N48°03'20"E, 19.04 feet to a point; thence S38°40'51"E, 237.39 feet to a point; thence N48°01'19"E, 100.00 feet to a point; thence S38°05'52"E, 300.70 feet to a point; thence S51°10'30"W, 528.64 feet to a point on the northeastern right-of-way of Selig Drive; thence along a curve to the right, along the northeastern right-of-way of Selig Drive, having a radius of 671.00 feet and an arc length of 262.69 feet, said arc being subtended by a chord bearing of N56°41'46"W for a distance of 261.02 feet, said point being the point of beginning.

Said parcel contains 3.66 acres, more or less.

Said parcel is crossed by a permanent maintenance easement approximately 664 feet in length for a 54 inch diameter reinforced concrete pipe sanitary sewer known as Proctor - Sandy Creek Trunk Sewer belonging to the City of Atlanta, as shown on the attached plat:

EXHIBIT "B"



CITY OF ATLANTA
UTOY CREEK
WATER RECLAMATION CENTER

CURVE NO.	3	4
Δ :	04°00'34"	22°25'52"
R :	700.35	671.00'
L :	49.01'	262.69'
CH :	49.00'	261.02'
CB :	N40°05'00"W	N56°41'46"W

PLAT FOR
PARCEL 38
750 SELIG DRIVE
DISTRICT: 14TH FF LAND LOT: 82 FULTON COUNTY, GEORGIA
DATE: MARCH 20, 2001 HARRINGTON, GEORGE & DUNN, PC DRAWN BY: F. RAMSEY

SIGNIFICANT LEGISLATION BACKGROUND PAPER

FOR CITY UTILITIES COMMITTEE

PURPOSE

Authorizing the purchase of property, located at 750 Selig Drive, from M. D. Hodges Enterprises, Inc. for the Utoy Creek Water Reclamation Center Improvements Project located in Land Lot 82 of the 14FF District, Fulton County, Georgia.

BACKGROUND

The City of Atlanta, Department of Public Works, has identified property located at 750 Selig Drive as being needed for the Utoy Creek Water Reclamation Center Improvements Project. The property abuts property currently owned by the City of Atlanta.

BUDGET IMPLICATIONS

FUNDING SOURCE 2J21 571001 M53I1903LAQ0

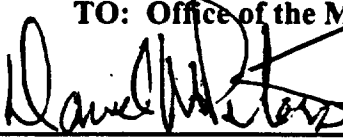
ONE TIME COST _____ OR ANNUALIZED FUNDING _____

IN CURRENT BUDGET _____ YES _____ NO

ADDITIONAL DATA:

Transmittal Form For Legislation

TO: Office of the Mayor


Commissioner's Signature

Attention: Greg Pridgeon


Director's Signature

Originating Department: Public Works

Contact Person: Joan Leavell

Committee(s) of Purview: Utilities

Council Deadline

Committee Meeting Dates: February 26, 2002

Full Council Date: March 4, 2002

CAPTION:

Authorizing the purchase of property, located at 750 Selig Drive, from M. D. Hodges Enterprises, Inc. for the Utoy Creek Water Reclamation Center Improvements Project located in Land Lot 82 of the 14FF District, of Fulton County, Georgia.

BACKGROUND

The City of Atlanta, Department of Public Works has identified property located at 750 Selig Drive as being needed for the Utoy Creek Water Reclamation Center Improvements Project. The property abuts property currently owned by the City of Atlanta.

FINANCIAL IMPACT:

Mayor's Staff Only

Received by Mayor's Office:

2/11/02
(date)

Reviewed by:

(date)

Submitted to Council:

(date)

Action by Committee:

___ Approved ___ Adverse ___ Held ___ Amended
___ Substitute ___ Referred Other